

## **EXHIBIT B**

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA

Michelle Simha, as  
Trustee for the  
Next-of-Kin of Noah  
Leopold,

Civil File No.  
Plaintiff, 24-CV-01097-JRT-DTS

vs.

Mayo Clinic,

Defendant.

## DEPOSITION OF GUSTAVO KNOP

Volume I, Pages 1 - 97

August 14, 2024

(The following is the deposition of Gustavo Knop, taken pursuant to Notice of Taking Deposition, via video, at Mayo Clinic, Legal Department, 100 2nd Street SW, Rochester, Minnesota, commencing at approximately 9:04 a.m., August 14, 2024.)

1 APPEARANCES:

2 On Behalf of the Plaintiff:

3 Brandon Thompson  
4 Bibeane Metsch-Garcia (via Zoom)  
CIRESI CONLIN LLP  
5 225 South Sixth Street  
Suite 4600  
Minneapolis, Minnesota 55402

6 On Behalf of the Defendant:

7 Andrew Brantingham  
8 DORSEY & WHITNEY LLP  
50 South Sixth Street  
9 Suite 1500  
Minneapolis, Minnesota 55402

10 ALSO PRESENT:

11 Ron Huber, Videographer  
12 Anna C. Messerly, Ciresi Conlin  
Maggie Palmisano, Ciresi Conlin (via Zoom)  
13 Michelle Simha (via Zoom)  
Norman Leopold (via Zoom)  
14 Karen Leopold (via Zoom)  
Jenna Shulman (via Zoom)

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1 rules.

2 MR. THOMPSON: Stop.

3 MR. BRANTINGHAM: Is it your  
4 position --

5 MR. THOMPSON: Stop.

6 MR. BRANTINGHAM: -- that you get to  
7 interrupt the witness --

8 MR. THOMPSON: Yes.

9 MR. BRANTINGHAM: -- in the middle of  
10 his question?

11 MR. THOMPSON: Yes, --

12 MR. BRANTINGHAM: Okay.

13 MR. THOMPSON: -- it is. If he's not  
14 answering my questions, I --

15 MR. BRANTINGHAM: If he's --

16 If you decide he's not answering your  
17 question, you're going to shout him down and  
18 then shout other questions at him?

19 MR. THOMPSON: So I know that you don't  
20 agree with the way that I take depositions, but  
21 we've now been at this for three days. You know  
22 how I conduct a deposition.

23 MR. BRANTINGHAM: I sure do.

24 MR. THOMPSON: You don't have to like  
25 it. And when you take a deposition, you're

1       entitled to take the deposition however you want  
2       to.

3                    MR. BRANTINGHAM: According to the  
4       rules.

5                    MR. THOMPSON: We -- we have had this  
6       conversation enough times now.

7                    MR. BRANTINGHAM: I agree.

8                    MR. THOMPSON: Stop telling me how to  
9       conduct a deposition. If you have an objection,  
10      make it. I -- I don't want to have any more  
11      colloquy back and forth with you.

12                  MR. BRANTINGHAM: Please show us all  
13      the respect to allow people to speak and finish  
14      their sentences.

15                  MR. THOMPSON: Andrew --

16                  MR. BRANTINGHAM: That's all I'm  
17      asking.

18                  MR. THOMPSON: Andrew --

19                  MR. BRANTINGHAM: It's very reasonable.

20                  MR. THOMPSON: We are --

21                  MR. BRANTINGHAM: Please proceed.

22                  MR. THOMPSON: I am going to have  
23      answers to my questions, not to questions that  
24      I'm not being -- not that I'm not asking. And  
25      if he's not answering my question, I am going to

1 interrupt him and I'm going to redirect him to  
2 the question that I'm asking so that we can keep  
3 this day on track. And if you think that that's  
4 so abusive that you need to terminate the  
5 deposition, you know your remedy.

6 MR. BRANTINGHAM: Uh-huh.

7 MR. THOMPSON: We've been over this  
8 many times. Stop instructing me how to conduct  
9 a deposition.

10 MR. BRANTINGHAM: Please go ahead.

11 BY MR. THOMPSON:

12 Q. Sticking with size, is it part of your  
13 job to have at least a rough idea of what size  
14 to expect when you take the donor heart out?

15 A. Say -- say the question again.

16 Q. It's a very simple question. And if  
17 you don't understand my question --

18 A. No, no. I understand, but say that  
19 again for details.

20 Q. Okay.

21 A. Can you do that?

22 Q. If you don't understand my question,  
23 will you let me know?

24 A. Yes, I will let you know.

25 Q. Thank you.